IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.34678 of 2008
VIJAY KUMAR SINHA @ MANOJ KUMAR SINHA
Versus
STATE OF BIHAR
---

2. 23.9.2008. Heard both sides.

Petitioner is apprehending his arrest in a case under section 420 besides some other sections of the Penal Code.

It is submitted that the entire case is false and baseless. On mere perusal of the F.I.R., it would appear that no case under sections 406, 409 and 420 I.P.C. is made out. The petitioner was executing agent of the scheme. The work has already been completed. No defect in the work was found. The mere allegation is that the work was completed through petty contractor and the petty contractor paid less labour charge to the labourers. There is no allegation that this petitioner paid less labour charge to the labourers.

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Having regard to the facts and circumstances, in case of arrest or surrender before the court below within four weeks of receipt of this order, petitioner, namely, Vijay Kumar Sinha @ Manoj Kumar Sinha is directed to be released on bail on his furnishing bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M., Muzaffarpur in Minapur P.S. Case No.88 of 2005, subject to the condition as laid down under section 438(2) Cr.P.C.

(Ghanshyam Prasad)

N.H./